

DETAILED ACTION

Notice to Applicant

1. This communication is in response to the Affidavit of Declaration under 37 C.F.R. 1.131 filed on 03/11/08. Claims 7-13 have been cancelled. Claims 1-6 and 14-94 are pending.

Allowable Subject Matter

2. Claims 1-6, 14-94 are allowed. The following is an examiner's statement of reasons for allowance and in light of Applicant's arguments in Page 2 of the response filed on 3/11/08.

Independent claims 1, 14, 49 and 68 are directed to "a centralized medical and biographical records database maintained at the central computer, said database including medical and biographical records for a plurality of individual patients, access to each of said medical and biographical records in the database being controlled by a corresponding individual patient of said plurality of patients, said central computer having a security program limiting access to the records to the patients and to health care professionals selectively authorized by the patients".

The closest prior art of record, Lavin et al. (5,772,585) discloses system and method for managing patient medical records.

Bessette (6,263,330) discloses method and apparatus for the management of data files.

Wilkins (6,523,009) discloses individualized patient electronic medical records system.

Iliff (6,849,045) discloses computerized medical diagnostic and treatment advice system including network access.

Schoenberg (6,463,417) discloses method and system for distributing health information.

However, none of the cited prior art fairly teaches/ suggests "a centralized medical and biographical records database maintained at the central computer, said database including medical and biographical records for a plurality of individual patients, access to each of said medical and biographical records in the database being controlled by a corresponding individual patient of said plurality of patients, said central computer having a security program limiting access to the records to the patients and to health care professionals selectively authorized by the patients", as recited in claims 1, 14, 49 and 68 above.

Claims 2-6, 15-48, 50-67 and 69-94 incorporate the features of claims 1, 14, 49 and 68 through their dependencies, and are also allowed for the same reasons given above.

EXAMINER'S AMENDMENT

3. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Attorney Jason Conway on 06/11/08. During the interview Attorney agreed to the followings:

In claim 1, line 7 after "records in the database being controlled by" delete "the" insert --a--.

In claim 1, line 8 after "patient of said plurality of patients, said central computer" delete "executing" insert --having--.

In claim 1, line 19 delete "executing" insert --having--.

In claim 14, line 12 after "executing a security program" insert --on the centralized computer--.

In claim 14, line 17 after "executing a security program" insert --on the centralized computer--.

In claim 49, line 12 after "retrieving" insert --via said interface--.

In claim 49, line 16 after "storing the list of potential medical diagnoses" insert --via said interface--.

In claim 68, line 5 after "restricting" insert --via a security program on the centralized computer--.

In claim 68, line 14 after "comparing" insert --via the centralized computer--.

In claim 68, line 18 after "treatment" insert --via the centralized computer--.

No further questions were discussed, no further amendments were made.

4. The drawings filed on 07/19/01 have been considered by the Examiner.
5. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to VANEL FRENEL whose telephone number is (571)272-6769. The examiner can normally be reached on 6:30am-5:00pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Matthew S. Gart can be reached on 571-272-3955. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Vanel Frenel/
Examiner, Art Unit 3687

June 20, 2008